

City Council Atlanta, Georgia

05- 0 -0859

AN ORDINANCE BY: ZONING COMMITTEE **Z-05 26** Date Filed: 4-8-05

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That the Zoning Ordinance of the city of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located at 944 Metropolitan Parkway and 598 Mary Street, S.W. be changed from the R-4B (Single-Family Residential) District to the O-I (Office Institutional) District, to wit:

ALL THAT TRACT or parcel of land lying and being Land Lot 87, 14th District, Fulton County, Georgia being more particularly described by the attached legal description.

SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffice "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

<u>SECTION 3.</u> That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

<u>SECTION 4.</u> That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

forst

ADOPTED by the City Council
APPROVED by the Mayor

JUL 05, 2005 JUL 12, 2005

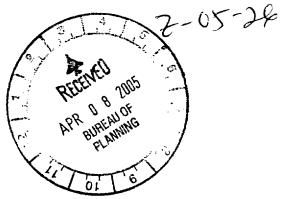
PROPERTY LEGAL DESCRIPTION (Revised March 8, 2005)

All that tract or parcel of land lying and being in Land Lot 87 of the 14th District, City of Atlanta, Fulton County, Georgia, and being more particularly described as follows:

Commencing at a 5/8 inch capped rebar set at the intersection of the northern right-of-way of Arthur Street (40 foot right-of-way) with the eastern right of way of Metropolitan Avenue (60 foot right-of-way), said 5/8 inch capped rebar set being the TRUE POINT OF BEGINNING. Thence continuing along the eastern right-of-way Metropolitan Avenue the following courses and distances: North 01 degrees 01 minutes 52 seconds West, a distance of 100.0 feet to a 5/8 inch capped rebar set; North 01 degrees 12 minutes 09 seconds West, a distance of 67.02 feet to a 5/8 inch capped rebar set; North 01 degrees 16 minutes 30 seconds West, a distance of 50.08 feet to a 5/8 inch capped rebar set; North 01 degrees 03 minutes 06 seconds West, a distance of 59.87 feet to a 1/2 inch rebar found; North 01 degrees 03 minutes 06 seconds West, a distance of 122.70 feet to a calculated point at the intersection of the said right-of-way and southern rightof-way for Mary Street (40 foot right-of-way); Thence leaving said right-of-way South 88 degrees 21 minutes 00 seconds East, a distance of 130.00 feet to a calculated point; South 88 degrees 13 minutes 07 seconds East, a distance of 125.00 feet to a 5/8 inch capped rebar set located along at the intersection of the southern edge of right-of-way for Mary Street (40 foot right-of-way) and western edge of the right-of-way for Dewey Street (40 foot right-of-way); Thence South 01 degrees 14 minutes 38 seconds East, a distance of 100.00 feet to a 3/4 inch open top pipe found located along the western right-of-way of Dewey Street (40 foot right-of-way); Thence continuing along said right-of-way the following courses and distances: South 01 degrees 14 minutes 38 seconds East, a distance of 49.99 feet to a 1 inch crimp top pipe found; South 01 degrees 01 minutes 15 seconds East, a distance of 100.02 feet to a 3/8 rebar found; South 00 degrees 57 minutes 47 seconds East, a distance of 50.06 feet to a 5/8 inch capped rebar set; South 01 degrees 01 minutes 49 seconds East, a distance of 99.99 feet to a 5/8 inch capped rebar set located at the intersection of the western right-of-way of Dewey Street (40 foot right-of-way) and the northern right-of-way of Arthur Street (40 foot right-of way); Thence continuing along the northern right-of-way of Arthur Street the following courses and distances: North 89 degrees 25 minutes 04 seconds West, a distance of 69.99 feet to a 5/8 inch capped rebar set; North 89 degrees 24 minutes 07 seconds West, a distance of 55.00 feet to a 5/8 inch capped rebar set; North 89 degrees 24 minutes 07 seconds West, a distance of 10.42 feet to a 5/8 inch capped rebar set; North 89 degrees 20 minutes 18 seconds West, a distance of 119.99 feet to a 5/8 inched capped rebar set; said 5/8 capped rebar set being the TRUE POINT OF BEGINNING.

Said tract contains 2.140 Acres.

Said parcel is more accurately depicted on a Boundary and Topographic Survey, prepared for The Salvation Army, said survey prepared by Star Survey, Inc.., dated June 10, 2004.



Atlanta City Council

Regular Session

05-0-0859	Z-05-26	944	METRO	POLITAN	PKWY	&	598	MARY
			STREET	R-4B TO	0-1			
				ADOPT				

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

Y	Smith	Y	Archibong	Y	Moore	Y	Mitchell
Y	Starnes	Y	Fauver	Y	Martin	Y	Norwood
Y	Young	Y	Shook	Y	Maddox	Y	Willis
Y	Winslow	Y	Muller	Y	Sheperd	NV	Borders

			COUNCIL
			Referred To:
	Refer To	Refer To	Date Referred JUL 0 5 2005
			Refferred To:
MAYOR			Date Referred
Made France			Referred To: ZRB & Zoning
NO NO			Date Referred 5 - 16 - 2005
)	Members	Members	_
MAYOR'S ACTION	1 9	Other	☐ 1st ADOPT 2nd READ & REFER
	Action Fav. Adv. Hold (see rev. side)	Action Fav. Adv. Hold (see rev. side)	7
	Chair	Chair	CONSENT REFER
ACCIONAL COMM	Date	Date	
	Committee	Committee	NPU-V COUNCIL DISTRICT 4
0.7.2007	and the state of t		APPLICANT: THE SALVATION ARMY,
	Refer To	Refer To	
う可見目間り		1-7-	County, Georgia.
		legues Stepens	of Mary Street and Dewey Street. Depth: varies. Area: 2.140 acres, Land Lot 87, 14th District, Fultor
A control monocupe con		Man Unever 2	southeast intersection of Mary Street and Metropolitan Parkway and the southwest intersection
S S S S S S S S S S S S S S S S S S S		C. T. Whaten	west side of Mary Street and 60 feet on the east side of Metropolitan Parkway. Property is located at the
0 000	Members	Members	S.W., fronting approximately 200 on the south side of Mary Street and approximately 100 feet on the
JUI A R 2005	Carc	Cule	Metropolitan Parkway and 598 Mary Street,
	Action Fav, Adv, Hold (see rev. side)	Fav, Adv, Hold (see rev. side)	An Ordinance to rezone from the N-70 (Single-Family Residential) District to the O-1 (Office Institutional) District, property located at 944
	Chair	Ongi-	An Ordinary to the DAD (Single
CERTIFIED	Date	Date 5 2483	X
☐ Consent ☐ V Vote ☐ RC Vote	Committee	Committee Z	AN ORDINANCE Z-05-26
☐ 1st & 2nd Readings	2016 2016	Committee Date Chair Referred To	05- C -0859 (Do Not Write Above This Line)
ENIAL COLINICII ACTIONI	ading_ /	First Reading	